ATTACHMENT # 2 PAGE ___ OF ____

This Instrument prepared by: Herbert W.A. Thiele, Esq., County Attorney Leon County Attorney's Office 301 South Monroe Street, Suite 202 Tallahassee, Florida 32301

DRAINAGE EASEMENT

THIS EASEMENT made this <u>3rd</u> day of <u>February</u>, A.D. 20<u>04</u>, by <u>Tallahassee Homes LLC</u>, a limited liability corporation organized and existing under the Laws of the State of <u>Florida</u>, as Grantor to LEON COUNTY, a political subdivision of the State of Florida, as Grantee.

WITNESSETH: That Grantor, in consideration of the sum of Ten Dollars (\$10.00) and other valuable considerations paid, the receipt of which is hereby acknowledged, hereby grants unto the Grantee, its successors and assigns, a perpetual easement and right-of-way for the purpose of clearing, excavating, constructing and maintaining outfall and drainage ditches and drains in, upon and through the following described land in Leon County, Florida, to-wit:

See EXHIBIT "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD the same unto the Grantee, its successors and assigns forever, and Grantor will defend Grantee from all claims for damage, if any, arising from or growing out of such construction and/or maintenance to the lands, if any, owned by the Grantor, lying adjacent or contiguous to the lands hereinabove described and the Grantor will defend the title to said lands against all persons claiming by, through or under the Grantor.

IN WITNESS WHEREOF, the Grantor has caused these presents to be duly executed in its name by its Managing Member and its corporate seal to be hereto affixed, attached by its Managing Member, on the date first above written.

| Signed, sealed and delivered | |
|---|---|
| in the presence of: | |
| On a Sanith | |
| Simon | |
| Signature Dana Smith | (Total |
| Witness Name | - Org |
| Cx Bourgeous Xreen | By Porter Chandler |
| y-0 | Its Managing Member |
| Signature O CARMEN BOURGEOIS GREEN | |
| Witness Name | 44.05 G |
| | (Affix Corporate Seal) |
| | |
| | |
| STATE OF Florida | |
| COUNTY OF <u>keon</u> | |
| | المما |
| The foregoing instrument was ac | knowledged before me this <u>3rd d</u> ay of |
| February, 2004, by P | orter Chandler |
| • | fficer or agent, title of officer or agent) |
| of <u>Tallahassee Homes LLC</u> , | _ , |
| (name of corporation acknowledging) | (state or place of incorporation) |
| | - · · · · · · · · · · · · · · · · · · · |
| behalf of the corporation. He/she is personally | known to me or has produced [7], D.U. |
| C 534-665-60-247-0 | (type of identification) |
| as identification. | _ |
| | Russ C. P. Donalda |
| | Signature of Notary |
| | Beverly T. Douglas |
| Beverly T. Douglas | Print, Type of Stamp Name of Notary |
| Commission # DD27754U | |
| Gended Troy Fain - Insurance. Inc. 848-846-7816 | Title or Rank |
| | Carial Number ICA |
| | Serial Number, If Any |

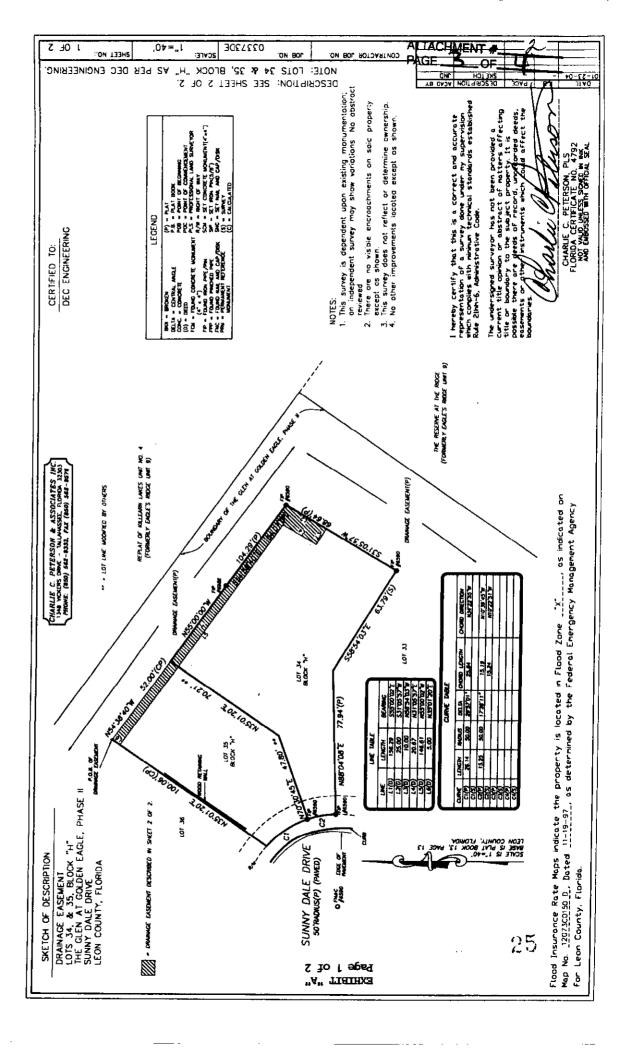


EXHIBIT "A" Page 2 of 2

ATTACHMENT # 2 PAGE OF 4

Charlie C. Peterson & Associates, Inc. 1348 Vickers Drive Tallahassee, Florida 32303 (850) 562-9333

DESCRIPTION
DRAINAGE EASEMENT
LOTS 34 & 35, BLOCK "H"
GLEN AT GOLDEN EAGLE, PHASE II
LEON COUNTY, FLORIDA

Begin at a found 5/8 inch iron pin (6590) marking the Northeast Corner of Lot 35, Block "H" of the Glen at Golden Eagle, Phase II, as recorded in Plat Book 13, Page 31 of the Public Records of Leon County, Florida; and thence run South 55 degrees 00 minute 02 seconds East along the Easterly Boundaries of said Lots 34 and 35, Block "H" to a found 5/8 inch iron pin (6590), a distance of 156.29 feet; thence run South 31 degrees 05 minutes 57 seconds West along the Boundary of said Lot 34, Block "H", a distance of 25.00 feet; thence run North 58 degrees 54 minutes 03 seconds West a distance of 10.00 feet; thence run North 31 degrees 05 minutes 57 seconds East a distance of 20.67 feet; thence run North 55 degrees 00 minute 02 second West a distance of 146.61 feet; thence run North 35 degrees 01 minutes 20 seconds East back to the *POINT OF BEGINNING*, a distance of 5.00 feet, Containing 985.60 square feet.

Charlie C. Peterson Florida Certificate No. 4792

January 23, 2004